

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

SUITS – PJP Gadwal, Mahabubnagar District – Kollapur (Mandal) -Manchalakatta (Village) -
O.P.No.274 & 276/1996 – Sanction of Decretal charges of Rs.16,31,334/-Orders – Issued.

IRRIGATION & CAD (PW.LA.III.A2) DEPARTMENT

G.O.RT.NO. 344

DATE:18.05.2009

Read:

From the Spl.CS to Govt & CCLA, AP, Hyd.Lr. No.SRP4/1193/2008,
Dt:31.12.08 alongwith the letter of Spl.Collector, Bheema Project, MBNR.

ORDER:

The Special Chief Secretary to Government and Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad has informed that the Special Collector, LA, Bheema Project, Mahabubnagar District has submitted the proposals for sanction of final payment of decretal charges in respect of O.P.No.274 & 276/1996 pertaining to Kollapur (Mandal) -Manchalakatta (Village) of Mahabubnagar District. The then Special Dy.Collector, LA, PJP, Gadwal had acquired the dry land to an extent of Ac.6.25 cents covered by O.P.No.274/96 and Ac.32.325 cents covered in O.P.No.276/96 situated in the limits of Manchalakatta (V) of Kollapur (M) of Mahabubnagar District by fixing the market value @Rs.2,250/- per acre in O.P.No.274/96 and @Rs.550/- per acre in O.P.No.276/96 vide Award No.30/1975, dt:15.11.1975 for the purpose of submergence of lands for construction of Hydro Electric Project. Aggrieved with the market value awarded by the LAO, the awardees have filed petitions U/s.18 (1) of L.A.Act with a request to refer the matter to the Civil Court for adjudication. The Sr.Civil Judge, Nagarkurnool in its orders dt:21.03.2006 had delivered judgments by enhancing the market value from Rs2,250/- and Rs.550/- to Rs.7,000/- for dry lands. As the enhancement is more than 100%, the SDC has filed appeal material to G.P for Appeals with a request to file appeal in APHC, Hyd. The Hon'ble High Court has disposed the case in terms of judgment in A.S.No.2051/2003, dt:20.04.2005. In the meanwhile, the claimants have filed E.Ps in Hon'ble Court while attaching the Govt.Property. The Hon'ble Court passed orders for sale of Attached Govt.Property while fixing the date for sale.

2) After careful examination of the matter, Government hereby accord sanction for an amount of **Rs.16,31,334/- (Rupees Sixteen lakhs thirty one thousand three hundred and thirty four only)** in respect of O.P.No.274 & 276/1996 pertaining to Manchalakatta (V) Kollapur (M) of Mahabubnagar District subject to verification whether the reference under section 18(1) of the L.A.Act is made to the Lower Court after following all the guidelines/directions on the subject and in case it is detected that Section 18 reference was made contrary to the rules/guidelines issued by the Government/ Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition and also subject to confirmation of the Chief Engineer as to the extent of land acquired. Further, the Special Collector should verify the calculations made by the Land Acquisition Officer once again thoroughly with reference to the decree and instructions issued by the Government/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad on the subject from time to time duly deducting the Income Tax as per rules before depositing the amount in Lower court.

P.T.O.

3) The expenditure sanctioned in para (2) ante shall be debitable to following Head of Account under under "2801-01-105 -SHES, G.H-11 – Normal State Plan S.H (26) - Dams and Appurtenant works - 530 Major Works – 532 Lands (charged). In case, the available budget provision is not sufficient to meet the present requirement, the expenditure shall be met initially by way of advance from contingency fund subject to surrendering an equal amount from voted grant.

4) This order issues with the concurrence of Finance (Works&Projects) Department vide their U.O. No.866/F2(2)/2009-1, dated 12.03.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS
SECRETARY TO GOVERNMENT

To

The Spl. Chief Secretary to Government & CCLA, A.P., Hyderabad.

The Special Collector, LA, Bheema Project, Mahabubnagar.

The Chief Engineer, NSRSSP, Hyderaabad.

The SDC, LA, PJP, Gadwal, Mahabubnagar.

The Director of Works Accounts, Hyderabad.

Copy to: P.S. to Minister (M& MI).

Finance (W&P) Department/File C.No.399/LA.III(A2)/2009

SF/SCs.

// FORWARDED :: BY ORDER//

SECTION OFFICER